THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.3813 OF 2006

Dt.6.3.2006

Between:

M.R.Mohanan … Petitioner

And

The Mandal Revenue Officer, Chittoor

Mandal, Chittoor District and 2 others. … Respondents

ORDER:

Petitioner questions the inaction of the respondent No.2 in not disposing of the appeal filed by him under proceedings No.Roc.No. M/1507/1998 even today as illegal and arbitrary and consequently direct the 2nd respondent to dispose of the said appeal.

The case of the petitioner is that as against the order of the Mandal Revenue Officer, Chittoor in Roc.F.1904(11)/96 dated 31.3.1998 cancelling the patta and resuming the land in possession of the petitioner to an extent of Ac.1.68 cents in Sy.No.115/2E situate at Murukambattu Village, Chittoor Mandal and District which was originally assigned in favour of Darmalingam Mudali in the year 1955, the petitioner filed an appeal before the Revenue Divisional Officer, Chittoor and the same is pending in

Roc.No.M/1507/98. It is stated that notice has also been issued on 5.8.2002. But the said appeal has not been considered and disposed of so far.

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Revenue.

Having regard to the fact that this writ petition is only filed questioning the inaction of the 2nd respondent in not disposing of the appeal, the 2nd respondent is directed to consider and dispose of the said appeal after giving reasonable opportunity to the petitioner and all other concerned in accordance with law within a period of ten weeks from the date of receipt of a copy of this order. However, pending disposal of the appeal, status quo with regard to the possession of the property as on today shall be maintained.

The writ petition is accordingly disposed of. No order as to costs.

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(V.ESWARAIAH, J.)

6.3.2006

Note: Issue copy by tomorrow

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